

1 Deborah J. Fox (SBN: 110929)
dfox@meyersnave.com
2 David Mehretu (SBN: 269398)
dmehretu@meyersnave.com
3 Kristof D. Szoke (SBN: 331561)
kszoke@meyersnave.com
4 MEYERS NAVE
707 Wilshire Blvd., 24th Floor
5 Los Angeles, California 90017
Telephone: (213) 626-2906
6 Facsimile: (213) 626-0215

7 Attorneys for Defendant
SOUTHERN CALIFORNIA
8 ASSOCIATION OF GOVERNMENTS

9 **UNITED STATES DISTRICT COURT**
10 **CENTRAL DISTRICT OF CALIFORNIA, SOUTHERN DIVISION**
11

12 CITY OF HUNTINGTON BEACH, a
California Charter City, and Municipal
13 Corporation, the HUNTINGTON
BEACH CITY COUNCIL, MAYOR
14 OF HUNTINGTON BEACH, TONY
STRICKLAND, and MAYOR PRO
15 TEM OF HUNTINGTON BEACH,
GRACEY VAN DER MARK,

16 Plaintiffs,

17 v.
18

19 GAVIN NEWSOM, in his official
capacity as Governor of the State of
California, and individually;
20 GUSTAVO VELASQUEZ in his
official capacity as Director of the State
21 of California Department of Housing
and Community Development, and
22 individually; STATE LEGISLATURE;
STATE OF CALIFORNIA
23 DEPARTMENT OF HOUSING AND
COMMUNITY DEVELOPMENT;
24 SOUTHERN CALIFORNIA
ASSOCIATION OF
25 GOVERNMENTS; and DOES 1-50,
inclusive,

26 Defendants.
27
28

Case No. 8:23-cv-00421
The Hon. Fred W. Slaughter

**JOINT STIPULATION TO
CONTINUE THE RULE 26(f)
SCHEDULING CONFERENCE**

Compl. filed: March 9, 2023
Am. Compl. filed: March 27, 2023

Conf. Date: June 22, 2023
Time: 9:00 a.m.,
Crtrm.: 10D

Proposed Date: Sept. 14, 2023

1 It is hereby stipulated by and between Plaintiffs City of Huntington Beach,
2 the Huntington Beach City Council, Mayor of Huntington Beach Tony Strickland,
3 and Mayor Pro Tem of Huntington Beach Gracey van der Mark (“Plaintiffs”); and
4 Defendants Gavin Newsom, Gustavo Velasquez, State of California Department of
5 Housing and Community Development (“the State Defendants”); and Southern
6 California Association of Governments (“SCAG”), (together, the “Parties”) as
7 follows:

8 **WHEREAS**, on March 27, 2023, Plaintiffs filed a First Amended Complaint
9 against the State Defendants and SCAG;

10 **WHEREAS**, on April 6, 2023, the Parties stipulated to a briefing schedule on
11 the State Defendants’ and SCAG’s motions to dismiss the First Amended Complaint
12 (“Motions”), setting the filing date on the Motions for no later than May 1, 2023;
13 Plaintiffs’ opposition to the Motions for no later than June 6, 2023; and any replies
14 in support of the Motions for no later than June 22, 2023;

15 **WHEREAS**, on April 11, 2023, the Court issued an Order granting the
16 Parties’ proposed briefing schedule on the Motions;

17 **WHEREAS**, on May 1, 2023, the State Defendants and SCAG filed their
18 respective Motions, and set the hearing on the Motions for July 27, 2023, at 10:00
19 a.m.;

20 **WHEREAS**, on May 3, 2023, the Court issued an Order setting the Rule
21 26(f) Scheduling Conference for Thursday, June 22, 2023, at 9:00 a.m.; and

22 **WHEREAS**, given that the hearing date on the Motions is set for July 27,
23 2023, the Parties wish to extend the Rule 26(f) Scheduling Conference by at least 45
24 days following the July 27, 2023 hearing, on the grounds that this will conserve
25 public resources, and also allow the parties, if needed, to engage in a more
26 productive meet and confer process tailored to the specific demands of the case at
27 that point in time.

28 //

1 **NOW, THEREFORE**, it is hereby stipulated by and between the Parties that
2 the Parties believe good cause exists to continue the Thursday, June 22, 2023 Rule
3 26(f) Scheduling Conference by at least 45 days after the Thursday, July 27, 2023
4 hearing on the State Defendants' and SCAG's Motions to Dismiss the First
5 Amended Complaint.

6 Accordingly, the Parties respectfully request that the Court set the Rule 26(f)
7 Scheduling Conference for Thursday, September 14, 2023, or at the earliest date
8 thereafter as permitted by the Court's schedule.

9 Pursuant to Local Rule 5-4.3.4(a)(2)(i), all signatories listed, and on whose
10 behalf the filing is submitted, concur in the filing's content and have authorized the
11 filing.

12 **IT IS SO STIPULATED.**

13
14 DATED: May 8, 2023

MEYERS NAVE

15
16
17 By: /s/ Deborah J. Fox
18 DEBORAH J. FOX
19 Attorneys for Defendant
20 SOUTHERN CALIFORNIA
21 ASSOCIATION OF GOVERNMENTS
22
23
24
25
26
27
28

Case 8:23-cv-00421-FWS-ADS Document 48 Filed 05/08/23 Page 4 of 5 Page ID #:815

By: _____ /s/

MICHAEL E. GATES,

MICHAEL J. VIGLIOTTA

Attorneys for Plaintiffs

CITY OF HUNTINGTON BEACH, the

HUNTINGTON BEACH CITY

COUNCIL, MAYOR OF HUNTINGTON

BEACH, TONY STRICKLAND, and

MAYOR PRO TEM OF HUNTINGTON

BEACH, GRACEY VAN DER MARK

1 DATED: May 8, 2023

CALIFORNIA DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

4 By: /s/

5 DAVID PAI,
6 MATTHEW STRUHAR,
7 THOMAS KINZINGER
8 Attorneys for Defendants
9 GAVIN NEWSOM, GUSTAVO
10 VELASQUEZ, and STATE OF
11 CALIFORNIA DEPARTMENT OF
HOUSING AND COMMUNITY
DEVELOPMENT

11 5355050.2